

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

FAMILIAS UNIDAS POR LA JUSTICIA,  
AFL-CIO, a labor organization

Plaintiff,

v.

UNITED STATES DEPARTMENT OF  
LABOR, and JULIE SU, in her official capacity  
as Acting United States Secretary of Labor,

Defendants.

CASE NO. C24-0637-JHC

**STIPULATION FOR ORDER  
RENOTING PLAINTIFF'S MOTION  
FOR PRELIMINARY INJUNCTION;  
ORDER THEREON**

NOTE ON MOTION CALENDAR:  
May 30, 2024

Without Oral Argument

WHEREAS this action was filed by Plaintiff on May 7, 2024, challenging the legality of U.S. Department of Labor's regulations, promulgated in 2022, that establish a process for determining prevailing wage rates, which is one of the wage sources that can apply to growers seeking to hire foreign agricultural workers pursuant to the H-2A temporary agricultural visa program, as well as certain policies and practices implementing those regulations; and

WHEREAS on May 10, 2024, Plaintiff filed a motion for preliminary injunction noted for June 7, 2024; and

WHEREAS to accommodate previously scheduled travel by the Department's counsel during the week of May 26, 2024, the parties agree that the motion may be renoted on the Court's motion calendar for June 14, 2024; and

1 WHEREAS because cherry harvest in Washington is expected to begin sometime in mid-  
2 June and the relief requested in the Plaintiff's motion would affect cherry-harvest wages, and  
3 because the Department's counsel has a previously scheduled vacation during the week of  
4 June 23, 2024, if oral argument is granted, the parties both desire to argue the matter on or before  
5 Friday, June 21, 2024,

6 NOW THEREFORE, the parties, through their respective counsel of record do hereby  
7 stipulate and agree as follows:

8 1. Plaintiff's Motion for a Preliminary Injunction shall be renoted on the Court's  
9 motion calendar for Friday, June 14, 2024; and

10 2. The parties jointly and respectfully request that oral argument, if granted, be heard  
11 on or before June 21, 2024.

12 SO STIPULATED:

13 DATED: May 30, 2024.

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Attorneys for Plaintiff Familias Unidas por la Justicia

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1 SO STIPULATED.

2 Dated: May 30, 2024.

3 TESSA M. GORMAN  
4 United States Attorney

5 /s/ Brian C. Kipnis  
6 BRIAN C. KIPNIS  
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14 Attorneys for Federal Defendants

15 **ORDER**

16 IT IS HEREBY ORDERED, based upon the stipulation of the parties, as follows:

- 17 1. Plaintiff's Motion for a Preliminary Injunction (Dkt. # 9) is hereby renoted on the  
18 Court's motions calendar for Friday, June 14, 2024; and  
19 2. The Court hereby grants Plaintiff's request for oral argument and calendars oral  
20 argument for Friday, June 21, 2024 at 3:00 p.m.

21 Dated: May 31, 2024.

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23 JOHN H. CHUN  
24 United States District Judge  
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